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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 ANNA LOVELESS,

11 Plaintiffs,

12 Vs.

CASE NO.: 2:21-cv-00536-APG-VCF

13 WALMART, INC,

14 Defendant.

15 **STIPULATION AND ORDER TO EXTEND DISCOVERY DEADLINES**

16  
17 **(Fifth Request)**

18 COMES NOW, Plaintiff ANNA LOVELESS, by and through her counsel the law office  
19 of STOVALL AND ASSOCIATES, and Defendant WALMART, INC. by and through its  
20 counsel of record, the law office of ALVERSON TAYLOR & SANDERS, hereby stipulate to  
21 extend the remaining deadlines in the current Discovery Plan and Scheduling Order in this matter  
22 for a period of 90 days. Pursuant to Local Rule IA 6-1(a), the Parties hereby aver that this is the  
23 fifth such discovery extension requested in this matter.  
24

25 **DISCOVERY COMPLETED TO DATE**

- 26
- 27 • The Plaintiff has made initial disclosures of witnesses and documents and four  
28 supplements thereto.

- The Defendant has made initial disclosures of witnesses and documents and 5 supplements thereto.
- Both parties have propounded and responded to written discovery.
- Defendant has taken the Plaintiff's deposition.
- Plaintiff has taken the deposition of Defendant employee Mandy Martinez.
- Plaintiff has taken the deposition of Defendant employee Yolanda Casen.
- Defendant has made an initial expert disclosure of expert Reynold Rimoldi.
- Plaintiff has made an initial expert disclosure of expert John Peterson.

**DISCOVERY TO BE COMPLETED AND REASONS FOR EXTENSION OF**  
**DISCOVERY**

Discovery to be completed includes:

- Disclosure by both parties of additional initial expert witnesses and rebuttal experts.
- Additional written and deposition discovery as needed.

The Parties aver, pursuant to Local Rule IA 6-1, that good cause exists for the requested extension. The parties have agreed to request from the court a 90-day extension of the existing discovery deadlines. The first reason for the extension is that the parties are actively attempting to resolve this case through private mediation and have selected a mediator but cannot mediate until the beginning of September. Second, defense counsel has had changes in handling attorneys on this case which has caused a delay in the completion of expert discovery. Third, the plaintiff's counsel has for the past several months been required to travel out of the state on a family matter, which has also caused a delay in the completion of expert discovery. The current deadlines are insufficient to allow the necessary discovery to be performed in advance of the last day for expert disclosures. Given the amount of discovery remaining, the undersigned mutually request a

90-day extension of all deadlines. The parties have entered into this agreement in good faith and not for purposes of delay.

### **EXISTING DISCOVERY PLAN**

Interim Status Report	July 10, 2023
Initial Expert Disclosure Deadline	July 10, 2023
Rebuttal Expert Disclosure Deadline	August 9, 2023
Discovery Cut-Off Date	September 6, 2023
Dispositive Motion Deadline	October 6, 2023
Proposed Consolidated Pre-Trial Order	November 6, 2023

### **PROPOSED NEW DISCOVERY PLAN**

Interim Status Report	October 10, 2023
Initial Expert Disclosure Deadline	October 10, 2023
Rebuttal Expert Disclosure Deadline	November 10, 2023
Discovery Cut-Off Date	December 11, 2023
Dispositive Motion Deadline	January 11, 2024
Proposed Consolidated Pre-Trial Order	February 12, 2024

If dispositive motions are filed, the deadline for filing the joint pretrial order will be suspended until 30 days after decision on the dispositive motions or further court order.

1 *CASE NO.: 2:21-cv-00536-APG-VCF*  
2 *Loveless v. Walmart*  
3 *Stipulation and Order to Extend Discovery*

4 DATED this 10<sup>th</sup> day of July 2023.

5 STOVALL & ASSOCIATES

6 */s/ Ross Moynihan*

7 \_\_\_\_\_  
8 ROSS MOYNIHAN, ESQ.  
9 Nevada Bar No. 11848  
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12 *Attorney for Plaintiff*


DATED this 10<sup>th</sup> day of July 2023.

ALVERSON TAYLOR & SANDERS

*/s/ Madison M. Aguirre*

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*Attorney for Defendant*

**IT IS SO ORDERED:**



**UNITED STATES MAGISTRATE JUDGE**

**DATED:** 7-13-2023  
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